

Defendants.

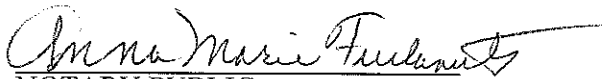
3. The Declaration of Trust permits the Trustees to assess interest and establish liquidated damages on delinquent amounts of monies owed and entitles the Trustees to recover all expenses for collection efforts and reasonable attorneys' fees. Interest is assessed at the rate of prime plus one percent per annum, or 8% whichever is greater, and liquidated damages are set at 20% of the unpaid contributions.

4. The arbitration award entered on or about November 14, 2006, is attached to the Complaint filed in this case. The Company has made a partial payments to the Fund but has failed to pay delinquencies owed for the period from April 2007 through May 2007. Contributions are owed to the Fund in the amount of \$7,898.58. Liquidated damages and interest is now due the Fund in the amount of \$1,579.72 in damages and \$401.95 in interest. In addition, the Company failed to pay \$220.00 in costs for the arbitration award.

FURTHER AFFIANT SAYETH NOT.


James Thomas

Subscribed and sworn to before me
this 21 day of January 2008.


NOTARY PUBLIC

